IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LDG.) NO. 3000 OF 2006

Mr.Anand Yeshwant Deokar
and others. ... Petitioners.

V/s.

The State of Maharashtra
and others. ... Respondents.

None for the petitioner.

Ms.Mamta Sadh, A.G.P. for respondent No.1.

A.N.Shaikh for respondent Nos.2 and 3.

Abhijeet Wagh i/b. Utangale & Co.
for respondent No.4.

R.M.Kadam i/b. Kadam & Co.
for respondent No.6.

CORAM: V.C.DAGA, J.

DATED: 5th March 2007.

P.C.:

. None for the petitioner even on second call.

2. The respondent No.6 has filed an affidavit dated 5th March, 2007 stating therein that the challenge to the order of learned single (Vacation Judge) dated 2nd January, 2007 before the Apex Court has failed and, ultimately, the petitioners were required to withdraw S.L.P. filed before the

Apex Court vide order dated 15th January, 2007, copy of which is placed on record. It is also stated in the affidavit that the vacant possession of the suit property has been taken from the petitioners; as stated in para-3 of the affidavit i.e. after shifting the petitioners to their respective transit accommodations the structures have been demolished on 8th January, 2007. In view of the affidavit, cause of action for the petition does not survive.

3. Petition is, accordingly, dismissed for want of cause of action with no order as to costs.

(V.C.DAGA, J.)